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UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

PULTE HOMES OF NEW MEXICO, INC., a Michigan corporation; PULTE DEVELOPMENT NEW MEXICO, INC., a Michigan corporation,

Plaintiff,

v.

CENTRAL MUTUAL INSURANCE COMPANY, an Ohio corporation; HDI GLOBAL SPECIALTY SE fka INTERNATIONAL INSURANCE OF HANNOVER, a New York corporation; SENTINEL INSURANCE COMPANY, LTD, a Connecticut corporation; GEMINI INSURANCE COMPANY, a Delaware corporation; COLORADO CASUALTY COMPANY, a New Hampshire corporation; THE CINCINNATI INSURANCE COMPANY, an Ohio corporation; THE CINCINNATI CASUALTY COMPANY, an Ohio corporation; DONEGAL MUTUAL INSURANCE COMPANY fka MOUNTAIN STATES MUTUAL CASUALTY COMPANY, a Pennsylvania corporation; FEDERATED MUTUAL INSURANCE COMPANY, a Minnesota corporation; HARTFORD CASUALTY INSURANCE COMPANY, a New Jersey corporation; CLARENDRON NATIONAL INSURANCE COMPANY, as successor in interest by way of merger with Sussex Insurance Company fka as

Case No. 1:21-cv-00996-JB-JHR

The Hon. James O. Browning

**STIPULATION TO DISMISS
PLAINTIFFS' CLAIMS AGAINST
DEFENDANT AMERICAN HALLMARK
INSURANCE COMPANY OF TEXAS
(ECF 1)**

Companion Property and Casualty Insurance Company, a Texas corporation; ACE AMERICAN INSURANCE COMPANY, a Pennsylvania corporation; FIRST MERCURY INSURANCE COMPANY, a Delaware corporation; CENTURY SURETY COMPANY, an Ohio corporation; UNITED SPECIALTY INSURANCE COMPANY, a Delaware corporation; OHIO CASUALTY INSURANCE COMPANY, a New Hampshire corporation; AMERICAN STATES INSURANCE COMPANY, an Indiana corporation; NAVIGATORS INSURANCE COMPANY, a New York corporation; NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA, a Pennsylvania corporation; STARR INDEMNITY & LIABILITY COMPANY, a Texas corporation; WESTFIELD INSURANCE COMPANY, an Ohio corporation; AMERICAN HALLMARK INSURANCE COMPANY OF TEXAS, a Texas corporation; SOUTHERN INSURANCE COMPANY, a Texas corporation; NATIONAL FIRE INSURANCE COMPANY OF HARTFORD, an Illinois corporation; WEST AMERICAN INSURANCE COMPANY, an Indiana corporation; STARR SURPLUS LINES INSURANCE COMPANY, a Texas corporation; ENDURANCE AMERICAN INSURANCE COMPANY, a Delaware corporation; OLD REPUBLIC INSURANCE COMPANY, a Pennsylvania corporation; KNIGHT SPECIALTY INSURANCE COMPANY, a Delaware corporation,

Defendants.

**STIPULATION TO DISMISS PLAINTIFFS' CLAIMS AGAINST DEFENDANT
AMERICAN HALLMARK INSURANCE COMPANY OF TEXAS (ECF 1)**

IT IS HEREBY STIPULATED by and between Plaintiffs Pulte Homes of New Mexico, Inc. and Pulte Development New Mexico, Inc. ("Plaintiffs") and Defendant American Hallmark Insurance Company of Texas, by and through their respective attorneys of record, that Plaintiffs' claims against Defendant American Hallmark Insurance Company of Texas as asserted in

Plaintiffs' Complaint (ECF 1) shall be dismissed with prejudice pursuant to FRCP 41(a)(1).

Each party shall bear their own attorneys' fees and costs.

Dated: January 17, 2023

PAYNE & FEARS LLP

Dated: January 20, 2023

AKERMAN LLP

By: /s/ Sarah J. Odia
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Hallmark Insurance Company of Texas

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of February, 2023, a true and correct copy of **STIPULATION TO DISMISS PLAINTIFFS' CLAIMS AGAINST DEFENDANT AMERICAN HALLMARK INSURANCE COMPANY OF TEXAS (ECF 1)** was served via the United States District Court CM/ECF system on all parties or persons requiring notice.

By /s/ Jennifer Stephens
Jennifer R. Stephens, an Employee of
PAYNE & FEARS LLP